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11/13/02

## PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.: 2950.33US02

HORNE et al.

Confirmation No.: 8679

Application No.: 09/757,519

Examiner: Strickland, Jonas N

Filed: January 9, 2001

Group Art Unit: 1754

For: METAL VANADIUM OXIDE PARTICLES

RESPONSE

Box Non-Fee Amendment  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Office Action of August 8, 2002, reconsideration of the rejections in the above-identified patent application is requested.

REMARKS

Claims 1-3, 6-18 and 22-26 are pending. Claims 11-16 and 18 have been found free of the cited references. Claims 1-3, 6-10, 17 and 22-26 stand as rejected. No claims have been added or amended by this response. Applicants respectfully request reconsideration of the rejections of claims 1-3, 6-10, 17 and 22-26 in view of the following comments.

Rejections Under Koksbang ('880)

The Examiner rejected claims 1-3, 6-9, 17 and 22-26 under 35 U.S.C. § 102(b) as being anticipated by U.S. patent 5,549,880 to Koksbang (the Koksbang patent). More specifically, the Examiner asserted that "Koksbang discloses a lithium-vanadium oxide material having an electrolyte binder support. The reference teaches that the product of the invention is in

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